

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

DEC 22 2021

NATHAN OCHSNER  
CLERK OF COURT

BERI DAVE,

Case: 1:20-cv-00209

**PLAINTIFF**

VS

**POLICE OFFICER DAVID C. LAIRD (INDIVIDUAL AND OFFICIAL CAPACITY),  
DETECTIVE JAIME RODRIGUEZ (INDIVIDUAL AND OFFICIAL CAPACITY)  
CHIEF OF POLICE CLAUDINE O'CARROLL (OFFICIAL CAPACITY),  
CITY OF SOUTH PADRE ISLAND, TEXAS (POLITICAL SUBDIVISION)****DEFENDANTS****OPPOSED MOTION FOR LEAVE OF THE COURT TO STAY PLAINTIFF'S  
OBJECTIONS TO JUDGE IGNACIO TORTEYA III'S REPORT AND  
RECOMMENDATIONS**

Comes now Plaintiff, Beri Dave, to submit his opposed motion to request leave of the court allowing Plaintiff additional time to respond to Judge Ignacio Torteya III's Report and Recommendation in Cause 1:20-cv-00209 (Dkt. 62).

Plaintiff was served a copy of Judge Ignacio Torteya III's report and recommendation on December 8, 2021 (Dkt. 67). Plaintiff had 14 days to respond or object, but due to the length of the report, Plaintiff has not completed researching the legal decisions and formulating his response to the report. Plaintiff will not make the December 22, 2021 deadline to submit his objections.

Judge Torteya's report and recommendation is 42 pages long, and Plaintiff has responded to approximately half of the report. Plaintiff requests an additional 14 days or whatever additional time the Court can provide to allow Plaintiff to complete his response and objections in this important matter.

Respectfully,

Signed:  this 22<sup>nd</sup> Day of December, 2021

Beri Dave  
P.O. Box 532619  
Harlingen, Texas 78553  
206-785-8554  
[dojinsdeo1@msn.com](mailto:dojinsdeo1@msn.com)  
PLAINTIFF

A copy of this motion was mailed to:

Robert L. Drinkard  
Attorney in Charge  
701 E. Harrison Ave Ste. 101  
Harlingen, Texas 78551  
956-421-2904  
[rldrinkard@rampagelaw.com](mailto:rldrinkard@rampagelaw.com)  
ATTORNEY FOR DEFENDANTS